

## § 1180.76

## 45 CFR Ch. XI (10–1–03 Edition)

CFR do not apply to the Museum Assessment Program.

(2) The following sections do apply to the Museum Assessment Program: Sections 1180.5(a); 1180.5(c); 1180.5(d); 1180.5(e); 1180.15; 1180.44; 1180.47; and 1180.51–1180.57.

[50 FR 27588, July 5, 1985, as amended at 60 FR 63965, Dec. 13, 1995]

### § 1180.76 Responsibility of a museum.

Except in unusual circumstances, a museum which receives a grant under this subpart must take the steps normally expected of it to complete the assessment process for which it has received assistance. Section 1180.13(i) (a criterion for evaluation of general operating support applications) applies to the use of funds under this subpart.

## Subpart E—Assistance To Professional Museum Organizations

### § 1180.77 Contracts and cooperative agreements with professional museum organizations.

(a) *Scope.* The guidelines and standards in this section apply to all aspects of the Institute's program to provide financial assistance, through contracts and cooperative agreements, to professional museum organizations for the carrying out of certain projects pursuant to section 206(b) of the Act.

(b) *Definitions.* For the purposes of this subpart, the term *professional museum organization* means a private, non-profit professional museum services-related organization, institution, or association which engages in activities designed to advance the well-being of museums eligible for assistance under this part and the museum profession through such activities as technical assistance, dissemination of information, professional development activities, and professional services.

(c) *Applicability of other regulations.* The following IMLS regulations apply to assistance under this subpart:

(1) Section 1180.3; § 1180.4; and § 1180.5(e) of subpart A and

(2) Sections 1180.30–1180.33 and §§ 1180.36–1180.39 of subpart B; and

(3) Section 1180.44, § 1180.46 and §§ 1180.51–1180.59 of subpart C.

(d) *Applicants.* (1) A professional museum organization may apply for as-

sistance through a contract or cooperative agreement under this subpart.

(2) A professional museum organization that serves museums or museum professionals at the national, regional, state, or local level may apply.

(3) An entity eligible for assistance under other subparts of this part 1180 may not apply.

(e) *Types of projects.* The Institute considers applications under this subpart to carry out projects designed to strengthen museum services such as:

(1) Programs to educate professionals in improved or innovative standards of museum operations or other matters relating to museum management;

(2) Research or surveys to determine effective and innovative methods to provide museum services or conduct operations;

(3) Projects to investigate the feasibility of cooperative methods for the carrying out by museums of management, storage, and information gathering and sharing, or other museum functions; or

(4) Research projects to help museums and museum associations serve their publics more effectively.

(f) *Limitation.* No financial assistance may be provided under this subpart to pay for the operational expenses of any professional museum organization.

(g) *Amount of contract or cooperative agreement.* The amount of contracts or cooperative agreements shall be subject to the availability of appropriations. Guidance on probable award ranges will be provided with application materials each year.

(h) *Matching.* A contract or cooperative agreement under this subpart for any fiscal year may not normally exceed 50 per centum of the cost of the project for which the contract or cooperative agreement is made. In exceptional circumstances applicable to a particular applicant, the Director, upon consultation with the Board, may waive this requirement pursuant to section 206(c) of the Act.

(i) *Application requirements.* (1) An applicant under this subpart must submit an application in such time and such manner, and containing such information, as requested by the Institute.

(2) An applicant must submit with its application its financial statements for

the two most recent fiscal years for which information is available. For applications requesting in excess of \$20,000, the Institute requests that one of those statements be audited.

(j) *Procedures for review of applications.* To evaluate applications and determine the amount of their awards, the Institute rates competitive applications under the applicable criteria stated in paragraph (k) of this section. Normally, these applications are evaluated by field reviewers, panels of experts, or both. The Director may also use technical experts in the review of applications. Final determinations as to the award of contracts or cooperative agreements are made by the Director after consultation with the Board with respect to policy matters.

(k) *Criteria.* This paragraph sets forth the criteria that the Institute uses in evaluating and reviewing applications for contracts or cooperative agreements under this subpart. Panelists and field reviewers are instructed to use only these criteria in the evaluation and review of these applications:

- (1) To what extent is the project likely to strengthen museum services?
- (2) To what extent does the project hold promise of exploring or developing effective and innovative solutions to problems affecting the provision of museum services or operations?
- (3) Has the need for the project been adequately documented?
- (4) What is the quality of the project design?
- (5) Does the project have an adequate budget to achieve its purpose?
- (6) What are the qualifications of the personnel the applicant plans to utilize in the project?
- (7) What are the anticipated long-term benefits of the project?

(l) *Limitation on number of applications.* An applicant may submit only one application with respect to each deadline.

[53 FR 31338, Aug. 18, 1988, as amended at 56 FR 10178, Mar. 11, 1991]

**§ 1180.78 Technical training and implementation grants to museums.**

(a) *Purpose of program.* The Director of the Institute of Museum and Library Services makes two-part grants under this subpart to assist those who work

in museums (paid or volunteer) to obtain training in technical areas of museum operations and to implement the training to improve museum services to the public.

(b) *Eligibility.* (1) To be eligible to apply for a grant under this subpart, a museum must:

- (i) Be a public or private nonprofit institution that is organized on a permanent basis for essentially educational or aesthetic purposes; and
- (ii) Care for, and own or use tangible objects, whether animate or inanimate, and exhibit these objects to the public on a regular basis through facilities which it owns or operates, and
- (iii) Have at least one staff member, whether paid or unpaid, full-time or part-time, whose primary responsibility is the acquisition, care or exhibition to the public of objects owned or used by the museum; and
- (iv) Be open and providing museum services to the general public on a regular basis; and
- (v) Be located in one of the fifty States of the Union, the District of Columbia, the Commonwealth of Puerto Rico, Guam, American Samoa, the Virgin Islands, the Northern Mariana Islands, or Palau (until its compact of free association is approved.)

(2) A museum must have an operating budget for the fiscal year immediately preceding the deadline to which the museum applies of no more than \$250,000 exclusive of non-cash support.

(3) Museum includes (but is not limited to) the following institutions if they satisfy the provisions of this section:

- (i) Aquariums and zoological parks;
- (ii) Botanical gardens and arboreta;
- (iii) Nature centers;
- (iv) Museums relating to art, history (including historic buildings and sites);
- (v) Natural history, science and technology, planetariums, and specialized subject.

(4) A museum that receives a grant for training and implementation under this subpart for a fiscal year may not receive another grant under this subpart for the same or subsequent fiscal years.